



1 The appellant, The Chemithon Corporation, was represented by its  
2 President, Mr. Richard J. Brooks, and its Secretary, Mr. Cyrus W.  
3 Richardson.

4 The respondent, Puget Sound Air Pollution Control Agency, was  
5 represented by its counsel, Mr. Keith D. McGoffin of Burkey, Marsico,  
6 Roval & McGoffin. Mrs. Elinor A. Holloway reported the proceedings.

7 As is customary in appeals from civil penalties, the Puget Sound Air  
8 Pollution Control Agency presented its case first, calling five witnesses  
9 and introducing its Exhibits A, B, C, D, E, F and G. The appellant  
10 presented as its sole witness its President, Richard J. Brooks, and  
11 introduced its Exhibits A, B, C, D, E, F and H, its Exhibit G not being  
12 admitted.

13 On the basis of testimony heard and exhibits examined, and after  
14 having considered Exceptions filed, the Pollution Control Hearings Board  
15 makes these

16 FINDINGS OF FACT

17 I.

18 There was an emission of steam, particulate matter and soapsuds for  
19 a period of 17 minutes in the early afternoon of May 17, 1972 from a  
20 thirty foot stack (ten inches in diameter) on The Chemithon premises at  
21 5430 West Marginal Way S.W., Seattle, Washington.

22 II.

23 The soapsuds dropped from the plume 150 feet to 200 feet to the north  
24 on the office building of the Ideal Cement Company. The opacity of the  
25 plume at that point was 5 on the Ringelmann scale, and the plume  
26 persisted 500 or 600 feet after the moisture left it.

27 FINDINGS OF FACT,

CONCLUSION AND ORDER